

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.7898 OF 2005

Shri Sumit Madhukar Ramteke

...Applicant.

V/s

State of Maharashtra

....Respondent.

Mr. P.B. Ingle i/b H.S. Bhojane for the applicant.

Ms. S.D. Shinde, APP for the State.

CORAM: V.M. KANADE, J.

DATE: 4th April, 2006

P.C.:

1. Heard the learned Counsel for the applicant and the learned APP for the State.

2. Criminal Application No. 7898 of 2005 was dismissed for want of prosecution on 10/1/2006. This was an application for bail filed by the original accused No.1. The applicant took out Misc. Application No.151 of 2006 for restoration of the First Criminal Application for bail. However, this application for restoration was also dismissed for want of prosecution on 22/3/2006. The learned Counsel for the applicant submits that the applicant was not aware that the Misc. Application No. 151 of 2006 was being placed on board and, therefore, the said application came to be dismissed.

3. Since the original application was an application for bail, in my view, instead of considering any fresh application for restoration of the Misc. Application No. 151 of 2006, it would be appropriate if the liberty is granted to the applicant to file fresh application for bail. Accordingly, the applicant is at liberty to file fresh application for bail.

V.M. KANADE, J.